

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

F.G., a Minor, by RALPH GENOVESE,  
Trustee of the Frank R. Genovese Trust,  
and Testamentary Guardian, and  
DEBORAH GENOVESE, Mother and  
Natural Guardian,

Plaintiffs

V.

HIGHMARK, INC., d/b/a  
HIGHMARK BLUE CROSS BLUE SHIELD,  
Defendant

CIVIL ACTION No. 05-cv-142 ERIE

## **CERTIFICATE OF SETTLEMENT AND DISCONTINUANCE**

AND NOW, come the Plaintiffs, F.G., a Minor, by Ralph Genovese, Trustee of the Frank R. Genovese Trust, and Testamentary Guardian, and Deborah Genovese, Mother and National Guardian, by and through their counsel, John F. Mizner, Esquire, and MacDonald, Illig, Jones & Britton, and the Defendant, Highmark Blue Cross Blue Shield Inc., by and through its counsel, Gary Eiben and The McDonald Group, L.L.P., and file this Certificate of Settlement and Discontinuance pursuant to Federal Rule of Civil Procedure 41(a)(1)(2).

It is hereby agreed by and between the parties through their undersigned counsel that the claims filed by Plaintiffs, F.G., a Minor, by Ralph Genovese, Trustee of the Frank R. Genovese Trust, and Testamentary Guardian, and Deborah Genovese, Mother and National Guardian, shall be and are hereby dismissed according to the terms of the Settlement Agreement as placed on the record before the Honorable Sean J. McLaughlin, United States District Judge, on October 27, 2005.

Respectfully submitted,

MacDONALD, ILLIG, JONES & BRITTON

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Testamentary Guardian, and Deborah  
Genovese, Mother and National Guardian

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